

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q91305

Yoshihiro KITANO, et al.

Appln. No.: 10/555,612

Group Art Unit: 1773

Confirmation No.: 4512

Examiner: Not Yet Known

Filed: November 4, 2005

For: MULTI-LAYER STRUCTURE FOR PACKAGING

**REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT**

**ATTN:** Office of Initial Patent Examination

Filing Receipt Correction

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

We enclose a copy of the Official Filing Receipt for the above-identified application and request the following corrections:

**Assignment for Published Patent Application:** TOYO SEIKAN KAISHA, LTD.

**Foreign Applications:** JAPAN [2003 140957] 2003-140957 05/19/2003

JAPAN [2003 207590] 2003-207590 08/14/2003

Verification for the requested corrections is indicated on the executed Assignment and Declaration filed November 4, 2005.

Respectfully submitted,



Abraham J. Rosner

Registration No. 33,276

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: October 10, 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/555,612	11/04/2005	1773	900	Q91305	6	8	1

CONFIRMATION NO. 4512

23373  
 SUGHRUE MION, PLLC  
 2100 PENNSYLVANIA AVENUE, N.W.  
 SUITE 800  
 WASHINGTON, DC 20037

## FILING RECEIPT



\*OC000000020445749\*

Date Mailed: 09/18/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Yoshihiro Kitano, Yokohama, JAPAN;  
 Atsushi Kikuchi, Yokohama, JAPAN;  
 Toshiki Yamada, Yokohama, JAPAN;  
 Misa Hanita, Yokohama, JAPAN;

*Assignment for Published Patent Application Toyo Seikan Kaisha, LTD.*

Power of Attorney: The patent practitioners associated with Customer Number 23373.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/06701 05/12/2004.

## Foreign Applications

JAPAN [2003 140957] 05/19/2003 2003-140957  
 JAPAN [2003 207590] 08/14/2003 2003-207590

If Required, Foreign Filing License Granted: 09/14/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/555,612**

Projected Publication Date: 12/21/2006

Non-Publication Request: No

Early Publication Request: No

**Title**

Multi-layer structure for packaging

**Preliminary Class**

428

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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## Assignment

Whereas, I/We, Yoshihiro Kitano, Atsushi Kikuchi, Toshiki Yamada and Misa Hanita, Japanese citizens, all of us, residing at the same address of c/o Toyo Seikan Group Corporate Research & Development, 22-4, Okazawa-cho, Hodogaya-ku, Yokohama-shi, Kanagawa 240-0062, Japan, respectively,

hereinafter called assignor(s), have invented certain improvements in  
Multi-layer structure for packaging

and executed an application for Letters Patent of the United States of America therefor on  
\_\_\_\_\_; and

Whereas,

Toyo Seikan Kaisha, Ltd.

a corporation of Japan

3-1, Uchisaiwai-cho 1-chome,

Chiyoda-ku, Tokyo 100-8522, Japan

(assignee), desires to acquire the entire right, title, and interest in the application and invention, and to any United States patents to be obtained therefor;

Now therefore, for valuable consideration, receipt whereof is hereby acknowledged,

I/We, the above named assignor(s), hereby sell, assign and transfer to the above named assignee, its successors and assigns, the entire right, title and interest in the application and the invention disclosed therein for the United States of America, including the right to claim priority under 35 U.S.C. §119, and I/we request the Director – U.S. Patent and Trademark Office to issue any Letters Patent granted upon the invention set forth in the application to the assignee, its successors and assigns; and I/we will execute without further consideration all papers deemed necessary by the assignee in connection with the United States application when called upon to do so by the assignee.

I/We hereby authorize and request our attorneys SUGHRUE MION, PLLC of 2100 Pennsylvania Avenue, NW, Washington, DC 20037-3213 to insert here in parentheses (Application number \_\_\_\_\_ and Confirmation number \_\_\_\_\_, filed \_\_\_\_\_) the filing date and application number of said application when known.

Date: Oct. 18, 2005

Yoshihiro Kitano

s/

Date: Oct. 18, 2005

Atsushi Kikuchi

s/

Date: Oct. 18, 2005

Toshiki Yamada

s/

Date: Oct. 18, 2005

Misa Hanita

s/

**DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**

As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Multi-layer structure for packaging

the application of which

☒ is attached hereto

OR

☐ was filed on \_\_\_\_\_ as United States Application Number or PCT International Application Number \_\_\_\_\_, (Confirmation No. \_\_\_\_\_), and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part application(s), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date	Priority Claimed	
			Yes	No
2003-140957	Japan	May 19, 2003	yes	
2003-207590	Japan	Aug. 14, 2003	yes	

I hereby claim domestic priority benefits under 35 United States Code §120 of any United States application(s), §119(e) of any United States provisional application(s), or §365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge my duty to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. or International Application Number(s)	U.S. or International Filing Date	Status
<u>PCT/JP2004/006701</u>	<u>May 12, 2004</u>	<u>pending</u>

I hereby appoint all attorneys of **SUGHRUE MION, PLLC** who are listed under the USPTO Customer Number shown below as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.



23373

PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>NAME OF SOLE OR FIRST INVENTOR:</b>			
Given Name (first and middle [if any]) Yoshihiro		Family Name or Surname Kitano	
Inventor's Signature <i>Yoshihiro Kitano</i>		Date October 18, 2005	
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City Yokohama	State Kanagawa	Zip	Country Japan
<b>NAME OF SECOND INVENTOR:</b>			
Given Name (first and middle [if any]) Atsushi		Family Name or Surname Kikuchi	
Inventor's Signature <i>Atsushi Kikuchi</i>		Date October 18, 2005	
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<b>NAME OF THIRD INVENTOR:</b>			
Given Name (first and middle [if any]) Toshiki		Family Name or Surname Yamada	
Inventor's Signature <i>Toshiki Yamada</i>		Date October 18, 2005	
Residence: City Yokohama	State Kanagawa	Country Japan	Citizenship Japan
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<b>NAME OF FOURTH INVENTOR:</b>			
Given Name (first and middle [if any]) Misa		Family Name or Surname Hanita	
Inventor's Signature <i>Misa Hanita</i>		Date October 18, 2005	
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<b>NAME OF FIFTH INVENTOR:</b>			
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address:			
City	State	Zip	Country